

Clearances:  
L/PM – Schildge ok PM/DDTC – RSKovac  
NSC – Nilsson ok H – Nickel  
T – Katsapis info PM/DTCL– Maloney  
PM/CPA – Greer ok

Dear Madam Speaker:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed technical assistance agreement to include the export of technical data, defense services, and defense articles in the amount of \$50,000,000 or more.

The transaction contained in the attached certification involves the transfer of technical data, defense services, and hardware to support the Proton launch of the NSS-14 Commercial Communication Satellite from the Baikonur Cosmodrome in Kazakhstan.

The United States Government is prepared to license the export of these items having taken into account political, military, economic, human rights, and arms control considerations.

More detailed information is contained in the formal certification which, though unclassified, contains business information submitted to the Department of State by the applicant, publication of which could cause competitive harm to the United States firm concerned.

Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
Nancy Pelosi,  
Speaker of the House of Representatives.

DEPARTMENT OF STATE  
TRANSMITTAL NO. DDTC 020-09  
CERTIFICATION OF PROPOSED ISSUANCE OF AN EXPORT  
LICENSE PURSUANT TO SECTION 36(c)  
OF THE ARMS EXPORT CONTROL ACT

(1) Foreign Country or International Organization to Which Export Will Be Made:  
United Kingdom, Russia, Spain, Germany, The Netherlands, Sweden,  
Luxembourg, France, and Kazakhstan.

(2) Dollar Value of the Proposed Export:

(a) Current Notification Value: \$89,000,000

(b) Initial Notification

(3) Description of the Transaction:

(a) Current Notification Scope: International Launch Services (ILS) is responsible for the Proton Launch Services Agreement to market and sell launch services for commercial communications satellites and foreign government satellites from the Baikonur Cosmodrome in Kazakhstan using Proton Space Launch Vehicles (SLV). ILS now seeks authorization for the integration and launch of the NSS-14 Commercial Communication Satellite for SES Satellite Leasing Limited (SES SL) of the United Kingdom. Attachment 1 contains a list of all involved parties. The potential launch of NSS-14 via the Proton was identified as part of DTC# 088-08. The launch is scheduled between October 2010 and March 2011, and will be in accordance with all limitations and provisos of the launch services agreement, which includes DoD monitoring, and is in full compliance with U.S. Public Law 105-261, Sec 1514(a)(1) through (a)(7).

The current notification value represents the value of the contract for the launch vehicle and all launch operations between ILS and SES SL.

(b) Total Scope: Initial Notification

(4) Offset Arrangement: No Offset Arrangements.

(5) Authorized Sales Territory: Not Applicable.

(6) Date Certification Delivered to Congress:

NOTE: This report, although unclassified, is derived from information submitted to the Department of State by the applicant which is subject to the confidentiality requirements of section 38(e) of the Arms Export Control Act. Disclosure of an applicant's prices and customers could result in competitive injury.

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Transmittal No. DDTC 020-09

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Nancy Pelosi,  
Speaker of the House of Representatives.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
John F. Kerry, Chairman,  
Committee on Foreign Relations,  
United States Senate.

Dear Senator Lugar:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed technical assistance agreement to include the export of technical data, defense services, and defense articles in the amount of \$50,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
Richard G. Lugar,  
Committee on Foreign Relations,  
United States Senate.

Dear Ms. Ros-Lehtinen:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed technical assistance agreement to include the export of technical data, defense services, and defense articles in the amount of \$50,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
Ileana Ros-Lehtinen,  
Committee on Foreign Affairs,  
House of Representatives.

Dear Mr. Chairman:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed technical assistance agreement to include the export of technical data, defense services, and defense articles in the amount of \$50,000,000 or more.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
Howard L. Berman, Chairman,  
Committee on Foreign Affairs,  
House of Representatives.

Dear Mr. President:

Pursuant to Section 36(c) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed technical assistance agreement to include the export of technical data, defense services, and defense articles in the amount of \$50,000,000 or more.

The transaction contained in the attached certification involves the transfer of technical data, defense services, and hardware to support the Proton launch of the NSS-14 Commercial Communication Satellite from the Baikonur Cosmodrome in Kazakhstan.

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Sincerely,

Richard R. Verma  
Assistant Secretary  
Legislative Affairs

Enclosure:

Transmittal No. DDTC 020-09

The Honorable  
Joseph R. Biden, Jr.,  
President of the Senate.



## **Attachment 1 to DDTC 020-09**

### **Signatories**

#### **NATO**

France

- VEGA Technologies SAS

Germany

- LSE Space Engineering & Operations AG
- VEGA Informations-Technolgien GmbH

Luxembourg

- SES
- SES Astra S.A.
- SES Astra TechCom Belgium S.A.
- SES Engineering Netherlands, S.a.r.L.

The Netherlands

- New Skies Satellites B.V.
- SES Engineering Netherlands, B.V.

Spain;

- GMV Aerospace and Defence S.A.

United Kingdom

- New Skies Networks Ltd.
- SES Satellites Limited
- SES Satellite Leasing Limited
- Stellar Solutions Aerospace Limited
- VEGA Group plc

#### **Non-NATO**

Russia;

- Khrunichev State Research and Production Space Center

Sweden;

- RUAG Aerospace Sweden AB
- SES SIRIUS AB
- Swedish Space Corporation

#### **US**

ILS International Launch Services, Inc.

Lockheed Martin Mission Services

McKnight Associates, Inc.

New Skies Networks, Inc.

New Skies Satellites, Inc.

Satellite Consulting, Inc.

Space Systems/Loral, Inc.

SES Americom, Inc.

SES Engineering, Inc.